



4-02-02

\$RCE  
1700  
HTC  
4/4/02  
B

PTO/SB/30 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant  
application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/202,758
Filing Date	April 21, 2001 (CPA)
Examiner Name	K. Group
First Named Inventor	Jubb
Group Art Unit	1755
Attorney Docket Number	M8540/185343

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. Enclosed
- i. ☒ Preliminary Response
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Extension of Time and check in the amount of \$1040.00

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge additional fees, or credit any overpayments, to Deposit Account No. 11-0855
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 824.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

RECEIVED  
APR 03 2002  
TC 1700

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Bruce D. Gray	Registration No. (Attorney/Agent)	35,799
Signature		Date	April 1, 2002

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Label No. EL209599454US in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office

Name (Print /Type)	Angela M. Rossi	Date	April 1, 2002
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

04/03/2002 GTEFFERA 00000005 09202758

01 FC:179  
02 FC:102

1324340

740.00 OP  
84.00 OP



23370

PATENT TRADEMARK OFFICE

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

**AMOUNT OF PAYMENT** (\$) 1,864.00

Complete if Known

Application Number RCE of 202/758  
Filing Date April 1, 2002  
First Named Inventor Gary Anthony JUBB  
Examiner Name K. Group  
Group / Art Unit 1755  
Attorney Docket No. M8540/185343

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:
- Deposit Account Number 11-0855
- Deposit Account Name Kilpatrick Stockton LLP
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27

## 2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
101	201	740	Utility filing fee	
106	206	330	Design filing fee	
107	207	510	Plant filing fee	
108	208	740	Reissue filing fee	
114	214	160	Provisional filing fee	
SUBTOTAL (1)				(\$)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
08 -20 ** =	0 X		0
Independent Claims 04 -3 ** =	1 X	84	84
Multiple Dependent	X		0

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee Description
103	203	18	Claims in excess of 20
102	202	84	Independent claims in excess of 3
104	204	280	Multiple dependent claim, if not paid
109	209	84	** Reissue independent claims over original patent
110	210	18	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 84.00)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
105	205	130	Surcharge - late filing fee or oath	
127	227	50	Surcharge - late provisional filing fee or cover sheet.	
139	139	130	Non-English specification	
147	147	2,520	For filing a request for reexamination	
112	112	920*	Requesting publication of SIR prior to Examiner action	
113	113	1,840*	Requesting publication of SIR after Examiner action	
115	115	215	Extension for reply within first month	
116	116	400	Extension for reply within second month	
117	117	920	Extension for reply within third month	
118	118	1,440	Extension for reply within fourth month	1,040
128	128	1,960	Extension for reply within fifth month	
119	119	320	Notice of Appeal	
120	120	320	Filing a brief in support of an appeal	
121	121	280	Request for oral hearing	
138	138	1,510	Petition to institute a public use proceeding	
140	140	110	Petition to revive - unavoidable	
141	141	1,280	Petition to revive - unintentional	
142	142	1,280	Utility issue fee (or reissue)	
143	143	460	Design issue fee	
144	144	620	Plant issue fee	
122	122	130	Petitions to the Commissioner	
123	123	50	Processing fee under 37 CFR 1.17 (q)	
126	126	180	Submission of Information Disclosure Stmt	
581	581	40	Recording each patent assignment per property (times number of properties)	
146	146	740	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	149	740	For each additional invention to be examined (37 CFR § 1.129(b))	
179	179	740	Request for Continued Examination (RCE)	740.00
169	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) 1,780

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Bruce D. Gray	Registration No. Attorney/Agent)	35,799	Telephone	404.815.6218
Signature				Date	April 1, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PATENT TRADEMARK OFFICE